



2001-47

U.S. Department of Transportation
Office of the Secretary of Transportation

**Applications and/or amendments thereto filed with the Department
during the week ending November 23, 2001.**

SUBPART B
(formerly Subpart Q)

THE DUE DATE FOR ANSWERS, CONFORMING APPLICATIONS, OR MOTIONS TO MODIFY SCOPE ARE SET FORTH BELOW FOR EACH APPLICATION. FOLLOWING THE ANSWER PERIOD DOT MAY PROCESS THE APPLICATION BY EXPEDITED PROCEDURES. SUCH PROCEDURES MAY CONSIST OF THE ADOPTION OF A SHOW-CAUSE ORDER, A TENTATIVE ORDER, OR IN APPROPRIATE CASES, A FINAL ORDER WITHOUT FURTHER PROCEEDINGS.

Date Filed

Docket Number

Description

There were no Subpart B Applications filed during the week ending November 23, 2001

OTHER APPLICATIONS

<u>Date Filed</u>	<u>Docket Number</u>	<u>Description</u>
11-19-2001	OST-1995-135	Aeromexpress, S.A. de C.V. William C. Evans Verner, Liipfert, Bernhard, McPherson and Hand, Chartered 901 15th Street, NW., Suite 700 Washington, DC 20005 Application of Aeromexpress, S.A. de C.V., pursuant to 49 U.S.C. Section 40109(c) and Subpart D, requesting renewal of its exemption authority to engage in scheduled, foreign air transportation of property and mail between Mexico City, Mexico, on the one hand, and Dayton, Ohio and Dallas, Texas, on the other.
11-19-2001	OST-1997-2506	Aeromexpress, S.A. de C.V. William C. Evans Verner, Liipfert, Bernhard, McPherson and Hand, Chartered 901 15th Street, NW., Suite 700 Washington, DC 20005 Application of Aeromexpress, S.A. de C.V., pursuant to 49 U.S.C. Section 40109(c) and Subpart D, requesting renewal of the exemption authority to provide scheduled, all-cargo foreign air transportation between Guadalajara, Mexico and Los Angeles, California.
11-19-2001	OST-1999-6242	Malaysia Airlines Charles J. Simpson, Jr. Zuckert, Scoutt & Rasenberger, LLP 888 17th Street, NW., Suite 600 Washington, DC 20006 Application of Malaysia Airlines, pursuant to 49 U.S.C. Section 40109 and 14 CFR Part 302, Subpart C, requesting renewal of its exemption authority to engage in the scheduled foreign air transportation of persons, property and mail from points behind Malaysia, via Malaysia and intermediate points, to a point or points in the United States and beyond.
11-19-2001	OST-1999-6721	Delta Air Lines, Inc. Robert E. Cohn Alexander Van der Bellen Shaw Pittman, LLP 2300 N Street, NW. Washington, DC 20037 Application of Delta Air Lines, Inc., pursuant to 49 U.S.C. Section 40109 and Subpart C, requesting renewal of its exemption authority to provide scheduled foreign air transportation of persons, property and mail between a point or points in Portugal and beyond, and to continue to integrate this authority with Delta's existing certificates and exemptions.

<u>Date Filed</u>	<u>Docket Number</u>	<u>Description</u>
11-19-2001	OST-2001-11027	<p>International Air Transport Association David M. O'Connor, Director International Relations - US 1776 K Street, NW., Suite 400 Washington, DC 20006 Telex Mail Vote A105 dated October 2, 2001 Resolution 832 (to defer implementation of the weekly remittance procedures in Malaysia until 1 April 2002) Telex dated November 6, 2001 - Declaration of Approval Intended effective date: 23 October 2001</p>
11-19-2001	OST-2001-11028	<p>Compania Mexicana de Aviacion, S.A. de C.V. Charles F. Donley, II Squire, Sanders & Dempsey, LLP 1201 Pennsylvania Avenue, NW. P.O. Box 407 Washington, DC 20044 Application of Compania Mexicana de Aviacion S.A. de C.V., pursuant to 49 U.S.C. and Subpart D, requesting an exemption from 49 U.S.C. Section 41301, to engage in the scheduled foreign air transportation of persons, property and mail between Mexico City, Miami and beyond.</p>
11-20-2001	OST-1996-1039	<p>Arrow Air, Inc. Pierre Murphy Law Offices of Pierre Murphy 1201 Connecticut Avenue, NW., Suite 550 Washington, DC 20036 Application of Arrow Air, Inc., pursuant to 49 U.S.C. Section 40109 and the Economic Regulations of the Department of Transportation, requesting renewal of its US- Ecuador frequency allocation issued herein for a period of two years.</p>
11-20-2001	OST-2000-8374	<p>Aerovias de Mexico, S.A. de C.V. William C. Evans Verner, Liipfert, Bernhard, McPherson and Hand, Chartered 901 15th Street, NW., Suite 700 Washington, DC 20005 Application of Aerovias de Mexico, S.A. de C.V., pursuant to 49 U.S.C. Section 40109(c), requesting renewal of its exemption authority to engage in foreign air transportation of persons, property and mail between Monterrey, Mexico, and New York, New York.</p>

<u>Date Filed</u>	<u>Docket Number</u>	<u>Description</u>
11-20-2001	OST-2001-11034	<p>Aloha Airlines, Inc. Marshall S. Sinick Squire, Sanders & Dempsey, LLP 1201 Pennsylvania Avenue, NW. Washington, DC 20044 Application of Aloha Airlines, Inc., pursuant to 49 U.S.C. Section 40109, requesting an exemption from 49 U.S.C. Section 41101, to engage in scheduled foreign air transportation of persons, property and mail between Honolulu, Hawaii, on the one hand, and Majuro and Kwajalein, Marshall Islands on the other hand.</p>
11-20-2001	OST-2001-11035	<p>International Air Transport Association David M. O'Connor, Director International Relations - US 1776 K Street, NW., Suite 400 Washington, DC 20006 PTC23 AFR-TC3 0136 dated 29 October 2001 Mail Vote 0177 - TC23/TC123 Africa-Japan/Korea Expedited Resolution 010k PTC23 AFR-TC3 0147 dated 23 November 2001 (Affirmative) PTC23 AFR-TC3 0137 dated 29 October 2001 Mail Vote 0178 - TC23/TC123 Africa-South East Asia Expedited Resolution 010L PTC23 AFR-TC3 00148 dated 23 November 2001 (Affirmative) Intended effective date: 1 December 2001</p>
11-20-2001	OST-2001-11036	<p>Aerovias de Mexico, S.A. de C.V. William C. Evans Verner, Lipfert, Bernhard, McPherson and Hand, Chartered 901 15th Street, NW., Suite 700 Washington, DC 20005 Application of Aerovias de Mexico, S.A. de C.V., pursuant to 49 U.S.C. Section 40109(c), requesting an exemption from 49 U.S.C. Section 41301, to engage in scheduled foreign air transportation of persons, property and mail between Monterrey, Mexico, and Las Vegas, Nevada, and between Hermosillo, Mexico and Ontario, California.</p>

<u>Date Filed</u>	<u>Docket Number</u>	<u>Description</u>
11-21-2001	OST-1997-2965 OST-2001-11037	American Airlines, Inc. Carl B. Nelson, Jr. Associate General Counsel 1101 17th Street, NW., Suite 600 Washington, DC 20036 Application of American Airlines, Inc., pursuant to 14 CFR Part 212, requesting an amendment to its statement of authorization allowing the display of the "IB*" designator code of Iberia Lineas Aereas de Espana, S.A. on flights operated by American between New York (JFK) and Chicago on the one hand, and Washington Dulles on the other.
11-23-2001	OST-2001-11044	International Air Transport Association David M. O'Connor, Director Government & Industry Affairs - US 1776 K Street, NW., Suite 400 Washington, DC 20006 PTC COMP 0879 dated 23 November 2001 Mail Vote 182 - Resolution 010n TC2/12/23/123 Special Passenger Amending Resolution from Latvia Intended effective date: 1 February 2002
11-23-2001	OST-2001-11045	International Air Transport Association David M. O'Connor, Director Government & Industry Affairs - US 1776 K Street, NW., Suite 400 Washington, DC 20006 PTC23 ME-TC3 0128 dated 16 November 2001 (Mail Vote 172) TC23/TC123 Middle East-South East Asia Resolutions r1-r15 MINUTES - PTC23 ME-TC3 0124 dated 30 October 2001 filed with Docket OST-2001-10978 TABLES - PTC23 ME-TC3 Fares 0057 dated 16 November 2001 Intended effective date: 1 April 2002

**OFFICE OF INTERNATIONAL AVIATION (X-40)
FOREIGN AND U.S. AIR CARRIER LICENSING DIVISIONS**

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**FOREIGN AIR CARRIER
FIFTH FREEDOM CHARTER APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Prior Approval Required By DOT Regulations (Part 212) and Orders)

* Denotes Applications Received This Week

** Denotes a Related Docketed Proceeding

<u>Applicant</u>	<u>Points to be Served and Number of Flights</u>	<u>Charterer and Period Requested</u>	<u>Action Taken</u>
PrivatAir S.A.	U.S. pts.-Various foreign pts. 13 r.t. PAX	INTRAV 1/24-12/15/02	Pending
	London-Washington(Dulles)-Paris 1 r.t. PAX	*Societe Financiere Geneva 12/2-4/01	Pending
Volga-Dnepr	Longview-Paya Lebar, Singapore 1 r.t. CARGO	RSAF/MOD/Singapore 11/24-30/01	Approved 11/20/01
	Houston-Neuquen, Argentina 1 o.w. CARGO	Curtis Air Services 11/25-28/01	Approved 11/20/01
Monarch Airlines	Miami-Manaus, Brazil 1 r.t. PAX	Orient Lines 12/15/01	Pending
Aeroempresarial	Chicago-London 1 r.t. PAX	Jet Mach, S.A. 12/4-7/01	Pending
Air 2000 Limited	Detroit-Mexico pts./Caribbean pts. 75 r.t. PAX	Apple Vacations 12/8/01-4/8/02	Pending

PRIOR AUTHORIZATION UNDER SECTION 212.9**FOREIGN AIR CARRIER****THIRD/FOURTH FREEDOM CHARTER APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Prior Approval Required By DOT Regulations (Part 212) and Orders.)

* Denotes Applications Received This Week

<u>Applicant</u>	<u>Points to be Served and Number of Flights</u>	<u>Charterer and Period Requested</u>	<u>Action Taken</u>
Equinoccialair S.A.	Quito-Miami-Guayaquil 20 r.t. monthly CARGO	Various 5/21-11/21/01	Approved thru 7/22/01 on 5/22/01 Remainder pending
ANA	Japan pts.-Guam 2 r.t. PAX	ANA World Tour Co. 12/27/01-1/3/02	Pending
China Southern	Chicago-Sichita/Xiamen/Shenzhen 1 r.t. CARGO	*Taeco 12/3-4/01	Pending

**APPLICATIONS FOR UNDOCKETED EXEMPTION AUTHORITY
NOVEMBER 23, 2001**

(Exemptions Filed on Form OST 4536)
* Denotes Applications Received This Week

Applicant

Description of Operations

Action Taken

None

**14 CFR PART 375 PERMIT APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

* Denotes Applications Received This Week

Applicant

Description of Operations

Action Taken

None

**FOREIGN AIR CARRIER
PART 216 SPECIAL AUTHORIZATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

* Denotes Applications Received This Week

<u>Applicant</u>	<u>Points to be Served/Period Requested</u>	<u>Action Taken</u>
Monarch Airlines	Combine on same aircraft traffic in foreign air transportation Miami to Manaus, Brazil with traffic not in foreign air transportation London to Manaus, Brazil 12/15/01	Pending

**FOREIGN AIR CARRIER
PART CHARTER APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

* Denotes Applications Received This Week

<u>Applicant</u>	<u>Points to be Served/ Period Requested</u>	<u>Action Taken</u>
VARIG	Carry transit scheduled traffic between Brazil and Japan on behalf of All Nippon Airways on VARIG's regularly scheduled Brazil-Los Angeles-Japan single-plane flights, for one year.	Pending

**FOREIGN AIR CARRIER
LONG TERM WET LEASE APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Prior Approvals Required by Part 212 of DOT Regulations)

* Denotes Applications Received This Week

** Denotes a Related Docketed Proceeding

<u>Applicant</u>	<u>Points to be Served and Number of Flights</u>	<u>Lessee and Period Requested</u>	<u>Action Taken</u>
Lan Chile	New York-Port-au-Prince 55 r.t. MIXED	Haiti International 6/5-10/5/01	Approved thru 10/4/01 on 8/7/01 Remainder pending
	Lima-U.S. points 370 r.t. MIXED	Lan Peru S.A. 9/15/01-9/15/02	Approved thru 1/13/02 on 11/13/01 Remainder pending
Air Comet, S.A.	Argentina-San Juan As necessary COMBI	Air Plus Argentina 11/20/00-11/20/01	Approved thru 09/18/01 on 07/18/01 Remainder pending
Aero Continente Chile	Lima-Miami 2 daily r.t. PAX	Aero Continente (Peru) 11/10/01-11/10/02	Approved thru 1/8/02 on 11/6/01 Remainder pending
DHL Aero Expreso	Cayman Islands-U.S. As necessary	Cayman Airways 1/2/01-1/2/03	Approved thru 1/3/02 on 10/22/01 Remainder pending
	Panama-U.S. As necessary	COPA 10/15/01-10/15/03	Pending
Martinair	U.S.-Colombia/Venezuela As necessary CARGO	TAMPA 4/1/01-10/1/02	Approved thru 2/1/02 on 11/20/01 Remainder pending
Trans American d/b/a Taca Peru	Venezuela-Miami As necessary	Aserca Airlines 12/1/01-11/30/02	Approved thru 1/14/02 on 11/14/01 Remainder pending
Allegro	Miami-Santo Domingo/San Juan 365 r.t. PAX	Aeromar Airlines 4/16/01-4/15/02	Approved thru 6/16/01 on 4/13/01 Remainder pending

**FOREIGN AIR CARRIER
LONG TERM WET LEASE APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Prior Approvals Required by Part 212 of DOT Regulations)

* Denotes Applications Received This Week

** Denotes a Related Docketed Proceeding

<u>Applicant</u>	<u>Points to be Served and Number of Flights</u>	<u>Lessee and Period Requested</u>	<u>Action Taken</u>
Ladeco	Uruguay-United States 46 r.t. CARGO	AUSA 7/2/02-1/31/02	Approved thru 01/12/02 on 10/25/01 Remainder pending
	Mexico-United States 250 r.t. CARGO	Mas de Carga 8/4/01-2/4/02	Approved thru 11/21/01 on 9/21/01 Remainder pending
	Ecuadorian pts.-U.S. pts. 80 r.t. CARGO	AECA 8/11/01-2/11/02	Approved thru 10/3/01 on 8/3/01 Remainder pending
British Midland	Manchester, UK-United States As necessary MIXED	SAS 11/1/01-10/31/02	Pending
Polskie Linie (LOT)	JFK-Georgetown, Guyana As necessary PAX	Universal Airlines 12/12/01-6/12/02	Approved thru 2/12/02 on 10/26/01 Remainder pending
Skyservice	Manchester/Newcastle-Sanford 52 r.t. MIXED	Airtours Int'l Airways 11/2/01-4/27/02	Approved thru 1/10/02 on 11/7/01 Remainder pending
LACSA	Venezuela-Miami As necessary PAX	Aserca Airlines 12/1/01-11/30/02	Approved thru 1/15/02 on 11/15/01 Remainder pending

**U.S. AIR CARRIER
LONG TERM WET LEASE APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Prior Approvals Required by Part 212 of DOT Regulations)

* Denotes Applications Received This Week

** Denotes a Related Docketed Proceeding

<u>Applicant</u>	<u>Points to be Served and Number of Flights</u>	<u>Lessee and Period Requested</u>	<u>Action Taken</u>
World	Bogota-Miami/JFK 4 r.t. Weekly CARGO	Panair 10/1/98-9/30/99	Pending
Falcon Air Express	Managua-Miami via intermediates Weekly COMBI	Servicos Aeros de Nicaragua 11/24/01-indefinite	Approved 11/21/01

**FOREIGN AIR CARRIER
CODE-SHARE APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Prior Approvals Required by Part 212 of DOT Regulations.)

* Denotes Applications Received This Week

** Denotes a Related Docketed Proceeding

<u>Applicant</u>	<u>Points to be Served and Number of Flights</u>	<u>Lessee and Period Requested</u>	<u>Action Taken</u>
KLM	U.S.-Amsterdam-Kano, Nigeria 52 r.t. (weekly) COMBI	Northwest ** 2/1/94-2/1/95	Pending
	U.S.-Amsterdam-Belgrade Daily COMBI	Northwest 5/1/97-One Year	Pending
Aviateca	Houston-Guatemala City Daily COMBI	Continental ** 6/1/96-6/1/98	Pending
British Midland	London-Paris/Nice/Frankfurt Unlimited PAX	American 5/2/96-5/2/98	Pending
	London-Dublin Unlimited PAX	American 1/29/96-1/1/98	Pending
	London-Prague Unlimited PAX	American ** 9/1/97-9/1/98	Pending
	London-Dublin Unlimited PAX	United 2/13-4/27/96	Pending
Aeroflot	Moscow-Miami via Shannon As necessary PAX	Continental 4/98-4/00	Pending
China Airlines	Taipei-Jakarta/Kuala Lumpur/ Singapore/Ho Chi Minh City/Miami Daily CARGO	American ** two years	Approved in part thru 12/30/99 on 12/30/97 Remainder pending
Cargolux/Lufthansa	Frankfurt/Luxembourg/Shannon/U.S. Daily CARGO	Cargolux/Lufthansa 11/14/98-11/14/00	Pending
LOT	JFK/ORD-Warsaw, Poland Daily COMBI	American 2/2/99-indefinite	Pending

**FOREIGN AIR CARRIER
CODE-SHARE APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Prior Approvals Required by Part 212 of DOT Regulations.)

* Denotes Applications Received This Week

** Denotes a Related Docketed Proceeding

<u>Applicant</u>	<u>Points to be Served and Number of Flights</u>	<u>Lessee and Period Requested</u>	<u>Action Taken</u>
Lauda Air	Vienna-Munich-Miami Daily PAX	Lufthansa 6/19/98-6/19/00	Pending
Aerpostal	Miami/San Juan-Venezuela & Within Venezuela Daily COMBI	American Indefinite	Pending
Virgin Atlantic	9 U.S. Points-London/Manchester Daily COMBI	Continental Airlines 10/3/98-two years	Pending

**U.S. AIR CARRIER
CODE-SHARE APPLICATIONS ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Prior Approvals Required by Part 212 of DOT Regulations.)

* Denotes Applications Received This Week

** Denotes a Related Docketed Proceeding

<u>Applicant</u>	<u>Points to be Served and Number of Flights</u>	<u>Lessee and Period Requested</u>	<u>Action Taken</u>
United	NY/Newark-London-Delhi; Washington-London-Delhi Daily COMBI	Air India 1/6/99-indefinite	Pending
	Miami-Caracas, Venezuela Daily COMBI (No local traffic)	Air Canada 1/4/99-indefinite	Pending
Amerijet	Miami-Pointe a Pitre-Fort de France 1 weekly CARGO	Air France ** One Year	Pending
American	Miami-Asuncion, Paraguay Daily COMBI	TAM 9/23/98-indefinite	Pending
	U.S.-Venezuela; Within U.S. For through traffic Daily COMBI	Aerpostal Indefinite	Pending

**FOREIGN AIR CARRIER INTERMODAL CARGO APPLICATIONS
ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001**

(Approvals Required by Part 222 of DOT Regulations)

Initial Applications

<u>Name</u>	<u>Citizenship</u>	<u>Date Filed</u>	<u>Answers Due</u>	<u>Status</u>
None				

NOTE: Objections to the above application(s) should be addressed to: the U.S. Department of Transportation, U.S. Air Carrier Licensing Division, X-44, Room 6412, 400 Seventh Street, S.W., Washington, D.C. 20590, by the answer date listed above.

U.S. CARRIER REQUESTS FOR DESIGNATION/NOTIFICATION FILED PURSUANT
TO AMENDED U.S.-MEXICO AIR TRANSPORT AGREEMENT
ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001

<u>Name and Address</u> <u>of Applicant</u>	<u>Markets for Which</u> <u>Approval is Sought</u>	<u>Response</u> <u>Due</u>
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None		
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Note: Designation requests are noticed here so that other carriers may determine if they wish to file competing requests or responses. Objections to the above request(s) should be addressed to: U.S. Department of Transportation, U.S. Air Carrier Licensing Division (X-44), 400 Seventh Street, SW, Washington, D.C. 20590, by the response date listed above.

U.S.-MEXICO DORMANCY NOTICES¹
ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001

Date of
Letter

Carrier

Market(s) Identified as Dormant

None

¹ Pursuant to Order 88-10-30, U.S. carriers certificated under the U.S.-Mexico Air Transport Agreement are required to notify the Department when discontinuing service on a U.S.-Mexico city pair for 90 days or longer. We have directed carriers to file such notices as soon as the decision not to inaugurate service or to discontinue service (other than seasonally) is made, but in no case later than the 91st day of dormancy.

U.S.-MEXICO NOTICES OF SEASONAL/INTERMITTENT SERVICES ¹
ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001

Date of
Letter

Carrier

Market(s) Identified as
Seasonal/Intermittent

None

¹ Pursuant to Order 96-11-24, U.S. carriers certificated for all-cargo services under the U.S.-Mexico Air Transport Agreement are required to identify seasonal/intermittent services.

U.S.-CARRIER REQUESTS TO CONVERT SERVICES
CODE-SHARE/DIRECT-CARRIER¹
ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001

<u>Date of</u> <u>Letter</u>	<u>Carrier</u>	<u>Market</u>	<u>Type of Service</u> <u>(From/To)</u>	<u>Answers Due</u>
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None

¹ Pursuant to Order 99-6-6, U.S. carriers are required to file notice with the Department for approval to convert authorized nonstop transborder code-share operations from direct carrier service (designation), to service involving only the displaying of its code on another Mexican or U.S. carrier's flights (code-share only authorization), or vice versa.

**U.S. CARRIER REQUESTS FOR EXTENSION OF 90-DAY
START-UP DATE CONDITION PURSUANT TO
AMENDED U.S.-MEXICO AIR TRANSPORT AGREEMENT,
ON HAND DURING WEEK ENDING
NOVEMBER 23, 2001¹**

<u>Name and Address of Carrier</u>	<u>Markets for Which Extension is Sought</u>	<u>Response Due</u>
Express Jet d/b/a Continental Express	Houston-Leon Houston-Guadalajara	10/26/01*

- * Express Jet requests a dormancy waiver for services in the Houston-Leon/Guadalajara markets, explaining that the carrier suspended service in the markets as a result of the events of September 11. Express Jet seeks to retain its designation to serve the subject markets so that it can resume service as soon as commercial circumstances dictate.

¹ Pursuant to Order 88-10-30, U.S. carriers certificated/designated under the U.S.-Mexico Air Transport Agreement are required to notify the Department if they fail to inaugurate service within the 90-day start-up period, or when discontinuing service on a U.S.-Mexico city pair for 90 days or longer. In Order 88-10-30, we stated that we would entertain requests for extensions/exemption from the 90-day start-up period for good cause shown. Such requests are noticed here so that other carriers may determine if they wish to file responses. Objections to the above request(s) should be addressed to: U.S. Department of Transportation, U.S. Air Carrier Licensing Division, X-44, 400 Seventh Street, SW, Washington, D.C. 20590, by the response date listed above.